

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION

JOSHUA MICHAEL HAVENS

CIVIL ACTION NO. 23-1245

VS.

SECTION P

JUDGE TERRY A. DOUGHTY

MOREHOUSE PARISH SHERIFF'S
OFFICE, ET AL.

MAG. JUDGE KAYLA D. MCCLUSKY

JUDGMENT

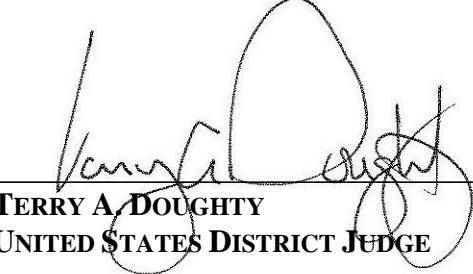
The Report and Recommendation of the Magistrate Judge [Doc. No. 19] having been considered, no objections thereto having been filed,

IT IS ORDERED, ADJUDGED, AND DECREED that Plaintiff Joshua Michael Havens' excessive force claims are **STAYED** under the following conditions:

- a. If Plaintiff intends to proceed with these claims, he must, within thirty (30) days of the date the criminal proceedings against him conclude, file a motion to lift the stay;
- b. If the stay is lifted and the Court finds that Plaintiff's claims would impugn the validity of his conviction, the action will be dismissed under *Heck*; if no such finding is made, the action will proceed absent some other bar to suit;
- c. Plaintiff should not file any more documents concerning these particular claims in this action until the state court proceedings conclude; and
- d. Defendants shall not be required to answer these claims during the stay, and Plaintiff may not seek a default judgment or conduct any discovery during the stay.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Plaintiff's remaining claims are **DISMISSED WITH PREJUDICE** as frivolous and for failure to state a claim on which relief may be granted.

MONROE, LOUISIANA, this 17th day of January 2024.



TERRY A. DOUGHTY
UNITED STATES DISTRICT JUDGE